

CUMBERLAND COUNTY BOARD OF COMMISSIONERS MEETING

June 21, 2021 Monthly Meeting Minutes

Be it remembered that the Cumberland County Commission met in monthly session on Monday, June 21, 2021 at the courthouse in Crossville, Tennessee. Mayor Allen Foster called the meeting to order at 6:00 o'clock P.M. Present and presiding was Commission Chairman, County Mayor Allen Foster who invited Bev Talbott of Salt and Light Ministry to deliver the invocation. The Young Marines led the Pledge of Allegiance to the Flag of the United States of America. Also present at this meeting were County Clerk Jule Bryson, Finance Director Nathan Brock and the following County Commissioners:

Chad Norris	Sue Ann York (ABSENT)
Kyle Davis	Nancy Hyder
Rebecca Stone	Darrell Threet
David Gibson	Charles Seiber
Jack Davis	Terry Lowe
Wendell Wilson	Joseph Sherrill
Mark Baldwin	Jerry Cooper
Jim Blalock	Deborah Holbrook
Colleen Mall	John Patterson

A quorum being present, the Cumberland County Commission Meeting was opened in due form of law and the following proceedings were had to wit:

1. APPROVAL OF THE JUNE 21, 2021 COMMISSION MEETING AGENDA:

On motion of Commissioner Hyder to accept the agenda, second by Commissioner Mall. Commissioner Hyder ask to bundle resolutions 06-2021-4, 06-2021-5, 06-2021-7 and 06-2021-11 and resolutions 06-2021-12 through 06-2021-22 to be bundled together during the voting process. The motion to approve the agenda as presented with bundles carried by voice vote from the Commissioners present.

2. MINUTES OF MAY 17, 2021 CUMBERLAND COUNTY COMMISSION MEETING:

On motion of Commissioner Stone second by Commissioner Gibson, moved to approve May 17, 2021 Commission Meeting Minutes as presented at the June 21, 2021 meeting made a matter of record and filed as presented. The motion to approve the minutes carried by voice vote from the Commissioners present.

SPECIAL RECOGNITIONS: Before giving the invocation, Bev Talbott of the Salt and Life Ministry commended Mayor Foster and all the Commissioners on a job well done serving the Cumberland County residents during the past several months during the pandemic.

NEW BUSINESS: Mayor Allen Foster advised the Commission of the vacancy of the Cumberland County Assessor of Property office and the process to fill it. A formal notice from the County Clerk's office was presented. An official notice will be given in the paper from the County Mayor as the Commission Chairman. A date of July 8, 2021 at 12:00 noon o'clock PM was set for qualified individuals to notify the Mayor's office. A motion was made to fill the office of the Cumberland County Assessor of Property at the July 19, 2020 at 6:00 o'clock P.M. meeting in accordance with County Commission rules. Anyone interested in filling the Property Assessors office should notify the County Mayor's office in writing by July 8, 2019 at 12:00 noon o'clock P.M. A cover letter is suggested but not required. Those unable to notify the County Mayor's office may be considered at the July 19, 2021 meeting of the full County Commission. The motion was made by Commissioner Wilson, seconded by Commissioner Gibson.

The motion to approve the vacancy carried by voice vote from the Commissioners present. The vacancy will be filled at the July 19, 2021 County Commission meeting.

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3. RESOLUTION 06-2021-1 – TO ACCEPT OFFER(S) TO PURCHASE DELINQUENT TAX PROPERTY OWNED BY CUMBERLAND COUNTY:

On motion of Commissioner Holbrook, second by Commissioner Threet moved to adopt resolution 06-2021-1.

The motion to adopt resolution 06-2021-1, approving the purchase of the following Cumberland County owned property from the following list, carried by a voice vote from the Commissioners present.

William Gregg Upchurch and Lena Jordan-Upchurch - Map 149P Group B Parcel 009.00 / 4018 Tonto Drive - \$253.10 plus \$45 advertising fee

Angela Spitler - Map 149N Group B Parcel 001.01 / Cherokee Trail - \$252.40 plus \$45 ad fee

Karen R. Hicks - Map 150J Group J Parcel 45.01 / 3011 Shawnee Road - \$254.20 plus \$45 ad fee

Ronald and Tammy Moore - Map 138P Group B Parcel 18.00 / 4045 DeSoto Drive - \$276.70 plus \$45 ad fee

Nickolas Kitzmiller - Map 138P Group D Parcel 39.00 / 2042 Alapattah Circle - \$323.00 plus \$45 ad fee

4. RESOLUTION 06-2021-2 – TO ESTABLISH A REDISTRICTING COMMITTEE:

On motion of Commissioner Gibson, second by Commissioner Seiber moved to adopt resolution 06-2021-2.

The motion to adopt resolution 06-2021-2, to establish a redistricting committee consisting of the following members: Chad Norris, Nancy Hyder, Rebecca Stone, Charles Seiber, Terry Lowe, Wendell Wilson, Jerry Cooper, Jim Blalock, Colleen Mall and Jill Davis, carried by a voice vote from the Commissioners present.

5. RESOLUTION 06-2021-3 – TO DONATE PROPERTY TO THE STATE OF TENNESSEE FOR THE NORTHWEST CONNECTOR PROJECT:

On motion of Commissioner Stone, second by Commissioner Jack Davis moved to adopt resolution 06-2021-3.

The motion to adopt resolution 06-2021-3, to approve the donation of property Map 0871, Group B, Parcel 008.00 to the State of Tennessee for the construction of SR-462 Northwest Connector project, carried by a unanimous roll call vote from the Commissioners present.

6. RESOLUTION 06-2021-4 – BUDGET AMENDMENT, DEBT SERVICE FUND \$6,004.00:

On motion of Commissioner Hyder, second by Commissioner Norris moved to adopt resolution 06-2021-4.

The motion to adopt resolution 06-2021-4, approving budget amendment for budget overruns in various department expenditures in the Debt Service Fund operations in the amount of \$6,004.00, carried by a unanimous roll call vote from the Commissioners present.

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7. RESOLUTION 06-2021-5 –BUDGET AMENDMENT, HIGHWAY DEPARTMENT \$12,452.00:

On motion of Commissioner Hyder, second by Commissioner Norris moved to adopt resolution 06-2021-5.

The motion to adopt resolution 06-2021-5, approving budget amendment for budget overruns in various department expenditures in the Highway Department in the amount of \$12,452.00, carried by a unanimous roll call vote from the Commissioners present.

8. RESOLUTION 06-2021-6 - BUDGET AMENDMENT, GENERAL FUND/SANITATION FUND/ HIGHWAY FUND:

On motion of Commissioner Kyle Davis, second by Commissioner Stone moved to adopt resolution 06-2021-6.

The motion to adopt resolution 06-2021-6, approving budget amendment recognizing part time county employees for their additional workloads during the COVID-19 pandemic and extend their appreciation to those employees for their continued dedication to public service with a one-time non-recurring bonus payment, General Fund \$32,295.00, Sanitation Fund \$33,910.00, Highway Fund \$808.00, carried by a unanimous roll call vote from the Commissioners present.

9. RESOLUTION 06-2021-7 – BUDGET AMENDMENT, SOLID WASTE/SANITATION FUND \$42,154.00:

On motion of Commissioner Hyder, second by Commissioner Norris moved to adopt resolution 06-2021-7.

The motion to adopt resolution 06-2021-7, approving budget amendment for budget overruns in various department expenditures in the Sanitation Department in the amount of \$42,154.00, carried by a unanimous roll call vote from the Commissioners present.

10. RESOLUTION 06-2021-8 – BUDGET AMENDMENT, GENERAL FUND, COUNTY COMMISSION \$77,282.00:

On motion of Commissioner Sherrill, second by Commissioner Norris moved to adopt resolution 06-2021-8.

The motion to adopt resolution 06-2021-8, approving budget amendment for compensation to The Barrett Group for their review agreed to be based upon recovered revenues from audited sales tax, state income tax, and other revenue streams in the amount of \$77,282.00, carried by a unanimous roll call vote from the Commissioners present.

11. RESOLUTION 06-2021-9 – BUDGET AMENDMENT, GENERAL FUND GENERAL CAPITAL PROJECTS FUND \$280,125.00:

On motion of Commissioner Stone, second by Commissioner Mall moved to adopt resolution 06-2021-9.

Discussion: Commissioner Stone gave an annual report of the state of records in Cumberland County stating the condition of current Archives facility needs and concerns. Many Commissioners stated their concerns with this resolution.

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The motion to adopt resolution 06-2021-9, approving budget amendment in the amount of \$280,125.00 for project going over original estimate for construction and renovation of County Archives facility, failed by nine (9) ayes from Commissioners Norris, Stone, Threet, Wilson, Sherrill, Baldwin, Holbrook, Mall, Patterson and eight (8) nays from Kyle Davis, Hyder, Gibson, Seiber, Jack Davis, Lowe, Cooper and Blalock roll call vote.

12. RESOLUTION 06-2021-10 – BUDGET AMENDMENT, RAILROAD AUTHORITY, OTHER SPECIAL REVENUE FUND \$298,187.00:

On motion of Commissioner Gibson, second by Commissioner Norris moved to adopt resolution 06-2021-10.

The motion to adopt resolution 06-2021-10, approving budget amendment for budget overruns in various department expenditures in the General Fund operations in the amount of \$298,187.00, carried by a unanimous roll call vote from the Commissioners present.

13. RESOLUTION 06-2021-11 –BUDGET AMENDMENT. GENERAL FUND \$512,319.00:

On motion of Commissioner Hyder, second by Commissioner Norris moved to adopt resolution 06-2021-11.

The motion to adopt resolution 06-2021-11, approving budget amendment to reflect receipt of grant funding and related expenditures for improvements to rail track in the amount of \$512,319.00, carried by a unanimous roll call vote from the Commissioners present.

14. RESOLUTION 06-2021-12 –BUDGET AMENDMENT, BOE CENTRAL CAFETERIA FUND \$4,000.00:

On motion of Commissioner Norris, second by Commissioner Patterson moved to adopt resolution 06-2021-12.

The motion to adopt resolution 06-2021-12, approving budget amendment accepting funds awarded from the GENYOUth grant awarded to Brown Elementary and Stone Elementary in the amount of \$4,000.00, carried by a roll call vote from the Commissioners present with Commissioner Cooper abstaining.

15. RESOLUTION 06-2021-13 –BUDGET AMENDMENT, GENERAL PURPOSE SCHOOL FUND \$4,723.00:

On motion of Commissioner Norris, second by Commissioner Patterson moved to adopt resolution 06-2021-13.

The motion to adopt resolution 06-2021-13, approving budget clean-up part 2 amendment in the amount of \$4,723.00, carried by a roll call vote from the Commissioners present with Commissioner Cooper abstaining.

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16. RESOLUTION 06-2021-14 –BUDGET AMENDMENT, GENERAL PURPOSE SCHOOL FUND \$7,010.00:

On motion of Commissioner Norris, second by Commissioner Patterson moved to adopt resolution 06-2021-14.

The motion to adopt resolution 06-2021-14, approving budget clean-up part 3 amendment in the amount of \$7,010.00, carried by a roll call vote from the Commissioners present with Commissioner Cooper abstaining.

17. RESOLUTION 06-2021-15 –BUDGET AMENDMENT, CENTRAL CAFETERIA FUND \$8,500.00:

On motion of Commissioner Norris, second by Commissioner Patterson moved to adopt resolution 06-2021-15.

The motion to adopt resolution 06-2021-15, approving budget amendment to adjust balance of Unemployment Compensation due to several part-time employees filing for unemployment during the COVID-19 pandemic in the amount of \$8,500.00, carried by a roll call vote from the Commissioners present with Commissioner Cooper abstaining.

18. RESOLUTION 06-2021-16 –BUDGET AMENDMENT, CENTRAL CAFETERIA FUND, \$10,500.00:

On motion of Commissioner Norris, second by Commissioner Patterson moved to adopt resolution 06-2021-16.

The motion to adopt resolution 06-2021-16, approving budget amendment adjusting Maintenance and Repair Services–Equipment for outside repair company cost in the amount of \$10,500.00, carried by a roll call vote from the Commissioners present with Commissioner Cooper abstaining.

19. RESOLUTION 06-2021-17 –BUDGET AMENDMENT, GENERAL PURPOSE SCHOOL FUND, BUS ROUTING SERVICE \$14,660.44:

On motion of Commissioner Norris, second by Commissioner Patterson moved to adopt resolution 06-2021-17.

The motion to adopt resolution 06-2021-17, approving budget amendment to purchase routing software from savings in several areas in the amount of \$14,660.44, carried by a roll call vote from the Commissioners present with Commissioner Cooper abstaining.

20. RESOLUTION 06-2021-18 –BUDGET AMENDMENT, BOE CENTRAL CAFETERIA FUND \$25,000.00:

On motion of Commissioner Norris, second by Commissioner Patterson moved to adopt resolution 06-2021-18.

The motion to adopt resolution 06-2021-18, approving budget amendment to receive additional USDA Foods/Commodities funds in the amount of \$25,000.00, carried by a roll call vote from the Commissioners present with Commissioner Cooper abstaining.

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21. RESOLUTION 06-2021-19 –BUDGET AMENDMENT, GENERAL PURPOSE SCHOOL FUND, LEARNING CAMPS TRANSPORTATION GRANT \$141,913.27:

On motion of Commissioner Norris, second by Commissioner Patterson moved to adopt resolution 06-2021-19.

The motion to adopt resolution 06-2021-19, approving budget amendment for the Learning Camps Transportation Grant for reimbursement for student transportation costs during Summer Learning Camps in the amount of \$141,913.27, carried by a roll call vote from the Commissioners present with Commissioner Cooper abstaining.

22. RESOLUTION 06-2021-20 –BUDGET AMENDMENT, GENERAL PURPOSE SCHOOL FUND, REMOTE LEARNING TECHNOLOGY GRAND \$178,714.00.00:

On motion of Commissioner Norris, second by Commissioner Patterson moved to adopt resolution 06-2021-20.

The motion to adopt resolution 06-2021-20, approving budget amendment receiving award from the Remote Learning Technology Grant for partial reimbursement for student devices purchased for remote learning during COVID-19 in the amount of \$178,714.00, carried by a roll call vote from the Commissioners present with Commissioner Cooper abstaining.

23. RESOLUTION 06-2021-21 –BUDGET AMENDMENT, GENERAL PURPOSE SCHOOL FUND \$846,496.38:

On motion of Commissioner Norris, second by Commissioner Patterson moved to adopt resolution 06-2021-21.

The motion to adopt resolution 06-2021-21, approving budget amendment to receive funding for summer learning programs for students grade 1st – 5th (Summer Learning Camp), 6th -7th (Bridge Camp) and Science, Technology, Reading, Engineering and Math (STREAM Camp) in the amount of \$846,496.38, carried by a roll call vote from the Commissioners present with Commissioner Cooper abstaining.

24. RESOLUTION 06-2021-22 – BUDGET AMENDMENT, GENERAL PURPOSE SCHOOL FUND, FISCAL YEAR 20-21 BUDGET CLEAN UP:

On motion of Commissioner Norris, second by Commissioner Patterson moved to adopt resolution 06-2021-22.

The motion to adopt resolution 06-2021-22, approving budget amendment for Fiscal Year 20-21 clean-up in several lines, carried by a unanimous roll call vote from the Commissioners present.

25. RESOLUTION 06-2021-23 – APPROVING AMENDMENTS TO LOCAL GOVERNMENT PUBLIC IMPROVEMENT BONDS:

On motion of Commissioner Norris, second by Commissioner Patterson moved to adopt resolution 06-2021-23.

The motion to adopt resolution 06-2021-23, approving amendments to local government public improvement bonds, series E3-A and the related supplemental indenture to extend the applicable index rate period relating to such bonds and to provide for replacement for the libor interest index for such bonds, carried by a roll call vote from the Commissioners present.

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COUNTY OFFICIAL REPORT; FINANCE DIRECTOR NATHAN BROCK:

Commissioners received the monthly financial report from Finance Director Brock detailing the May 2021 revenue collections for the County in ambulance service, sales tax, property tax, hotel/motel tax, and prisoner boarding.

COUNTY ATTORNEY REPORT; PHILIP BURNETT:

Mr. Burnett reported that the Tennessee Public Commission has postponed the Spirit Broadband petition till July 2021. There is also a case coming through the Health and Safety Standards Board regarding a vacant house abandoned since 2013 on Bent Tree Drive. Attorney Jim Marlow has located several heirs scattered across the country to the property. Property is in a great neighborhood and is approximately 1200 square feet. The county does not have the ability or power to condemn anything. The HSSB is a very busy committee meeting each month, with six or seven properties on each agenda and this committee operates on a \$5,000.00 budget.

26. ELECTION OF NOTARIES:

On motion of Commissioner Gibson, second by Commissioner Norris, moved be elected Alexandria Beaty, Elizabeth Brown, Tammie Burnett, Lake James Buzbee, Deborah Diaz, Jennifer Houston, Linda R. Lampman, Tina Marr, Matthew Janson McClanahan, Katherine M. Stallworth, Lindsey Salvato, Mary Beth Stallworth, David Stallworth, Judith R. Thompson, Celena Wilson as Notary Publics for the State of Tennessee.

The motion to approve the notaries carried by voice vote from the Commissioners present.

27. ADJOURNMENT:

On motion of Commissioner Sherrill, second by Commissioner Seiber, moved the June 21, 2021 Commission Meeting be adjourned at 6:42 o'clock P.M.

The motion to adjourn the meeting carried by voice vote from the Commissioners present.

MINUTES APPROVED FOR ENTRY THIS 19th DAY OF JULY 2021.



Allen Foster, County Mayor
Chairman, Cumberland County Commission



Jule Bryson, Cumberland County Clerk

RESOLUTION NUMBER 07-2021-1

**RESOLUTION TO APPOINT MEMBER TO THE CUMBERLAND COUNTY
REGIONAL PLANNING COMMISSION**

WHEREAS, Martha Kemmer Hale has resigned from the Cumberland County Regional Planning Commission; and

WHEREAS, Katie Hardt has been appointed to serve the remaining unexpired term and also appointed to serve a four-year term.

Katie Hardt	Term Expires: August 31, 2025
Trey Kerley	Term Expires: August 31, 2024
Russell Smith	Term Expires: August 31, 2023
Stanley Hall	Term Expires: August 31, 2021
Terry Lowe	Term Expires: August 31, 2022
Kyle Davis	Term Expires: August 31, 2022
David Gibson	Term Expires: August 31, 2022
Deborah Holbrook	Term Expires: August 31, 2022

NOW, THEREFORE LET IT BE RESOLVED, by the Cumberland County Board of Commissioners meeting in regular session this 19th day of July, 2021 that Katie Hardt be appointed to the Cumberland County Regional Planning Commission to fulfill the unexpired term of Martha Kemmer Hale and a four-year term thereafter.

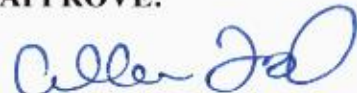
This 19th day of July, 2021.

SPONSOR:



COUNTY MAYOR

APPROVE:



COUNTY MAYOR

ATTEST:



COUNTY CLERK

**RESOLUTION TO APPOINT ONE (1) JUDICIAL COMMISSIONER FOR
CUMBERLAND COUNTY, TENNESSEE**

WHEREAS, it is the recommendation of Judge Larry Warner, Jennifer Phillips-Cross Judicial Commissioner Director, that the following person(s) be appointed to serve as a Judicial Commissioner for Cumberland County, Tennessee:

Darren Brock

WHEREAS, pursuant to T.C.A. 40-1-111, the term shall begin this 19th day of July, 2021 and will be for a one (1) year term.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Cumberland County, meeting in regular session on this the 19th day of July, 2021, that Darren Brock be appointed Judicial Commissioner for Cumberland County for a one (1) year term, on the recommendation of Judge Larry Warner, Jennifer Phillips-Cross Judicial Commissioner Director.

Adopted this 19th day of July, 2021.

*Larry Warner
Jennifer Phillips Cross*

SPONSOR:

[Signature]
COMMISSIONER

ATTEST:

[Signature]
COUNTY CLERK

APPROVAL:

[Signature]
COUNTY MAYOR